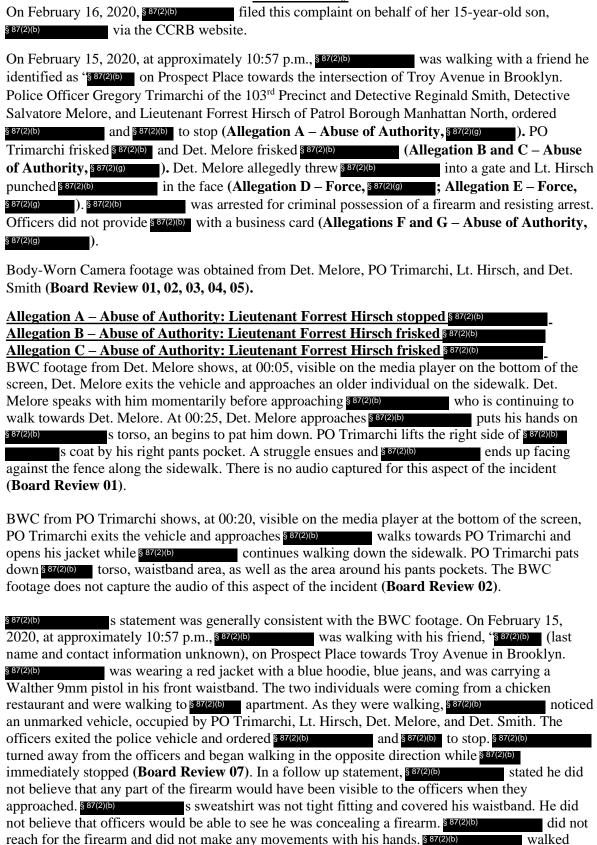
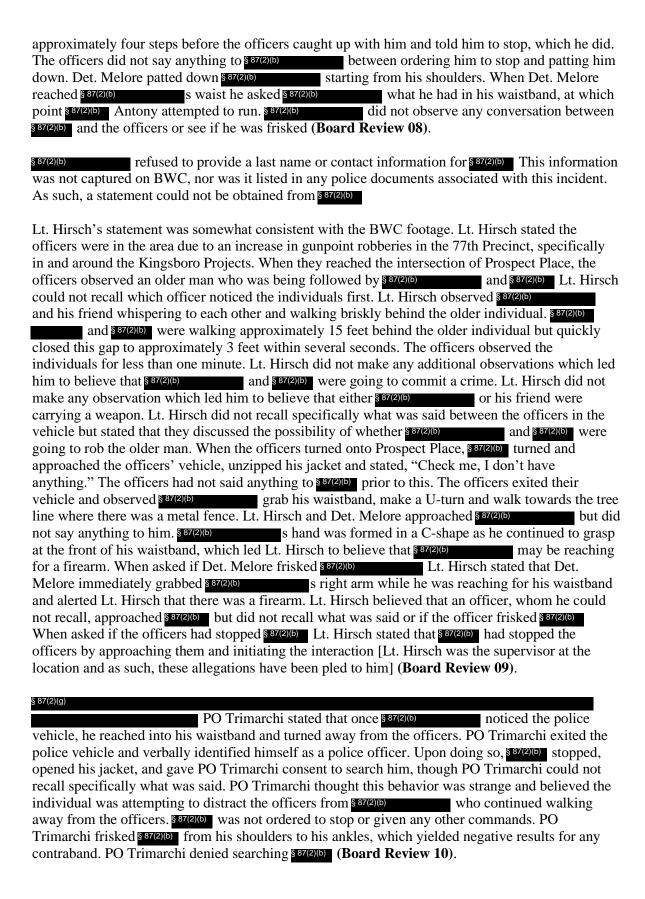
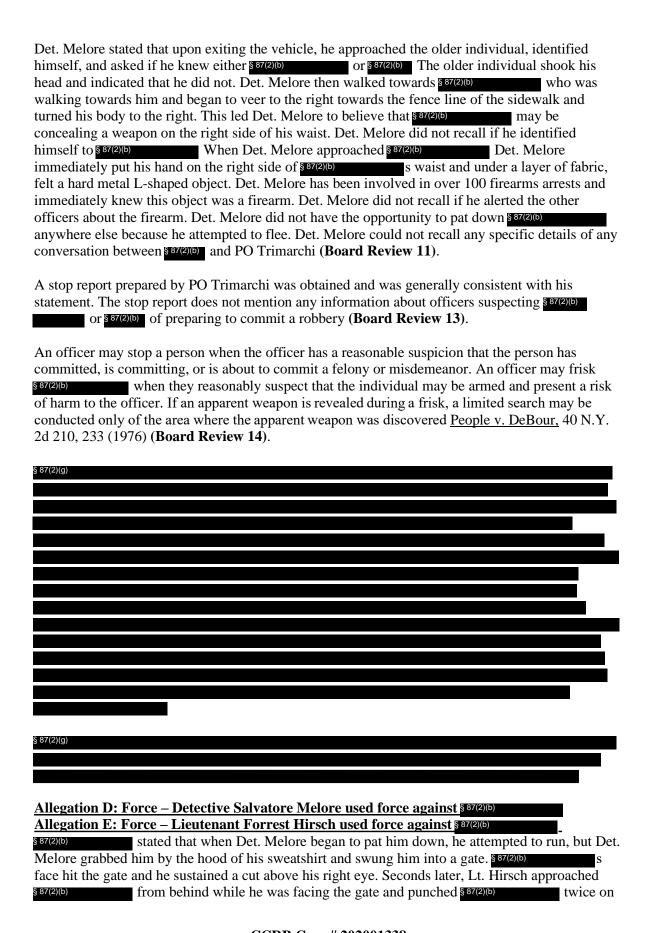
CCRB INVESTIGATIVE RECOMMENDATION

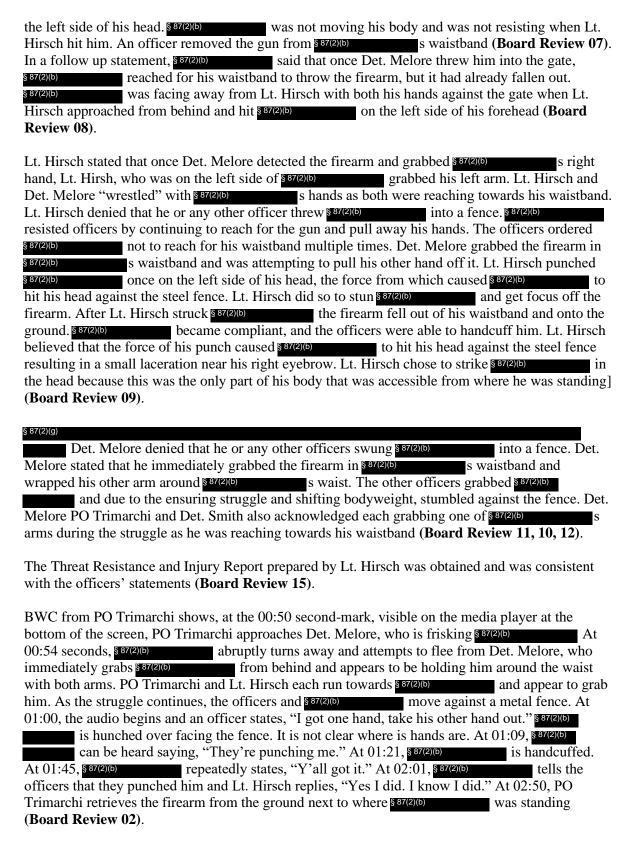
Investigator:		Team:	CCRB Case #:		Force		Discourt.		U.S.
Trevor Hackett		Squad #8	202001338	<u> </u>	Abuse		O.L.		Injury
Incident Date(s)		Location of Incident:		Pı	recinct:	18	Mo. SOL	E	O SOL
Saturday, 02/15/2020 10:57 PM		North West corner of Troy Avenue and Prospect Place			77	8/	15/2021	4/	1/2022
Date/Time CV Reported		CV Reported At:	How CV Reported	l:	Date/Time	Rece	ived at CCI	RB	
Sun, 02/16/2020 5:11 PM		CCRB	On-line website		Sun, 02/16	5/2020	5:11 PM		
Complainant/Victim	Type	Home Addre	ess	-					
Subject Officer(s)	Shield	TaxID	Command						
1. POM Gregory Trimarchi	09057	957227	CD OFF						
2. LT Forrest Hirsch	00000	941905	PBBN SU						
3. DTS Salvatore Melore	4826	952004	WARRSEC						
Witness Officer(s)	Shield N	o Tax No	Cmd Name						
1. DTS Reginald Smith	4482	951278	C/SCENE						
Officer(s)	Allegatio	on			Inve	estiga	tor Recon	nmen	dation
A.LT Forrest Hirsch	Abuse: L	ieutenant Forrest Hirsch	n stopped an individ	lual.					
B.LT Forrest Hirsch	Abuse: Lieutenant Forrest Hirsch frisked § 87(2)(b)								
C.LT Forrest Hirsch	Abuse: Lieutenant Forrest Hirsch frisked § 87(2)(b)								
D.DTS Salvatore Melore	Force: Detective Salvatore Melore used physical force against § 87(2)(b)								
E.LT Forrest Hirsch	Force: Lieutenant Forrest Hirsch used physical force against \$87(2)(b)								
F.POM Gregory Trimarchi	Abuse: Police Officer Gregory Trimarchi failed to provide an individual with a business card.								
G.LT Forrest Hirsch	Abuse: Lieutenant Forrest Hirsch failed to provide an individual with a business card.								

Case Summary









<u>NYPD Patrol Guide</u>, Procedure 221-01 states that force may be used when it is reasonable to ensure the safety of a member of the service or a third person, or otherwise protect live, or when it is

reasonable to place a person in custody or to prevent escape from custody. In all circumstances, any application or use of force must be reasonable under the circumstances (**Board Review 16**).

§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g)
Allegation F: Abuse of Authority – Lieutenant Forrest Hirsch failed to provide 887(2)(b) with an RTKA card.
Allegation G: Abuse of Authority – Police Officer Gregory Trimarchi failed to provide
with an RTKA card. stated that \$87(2)(b) was not summonsed or arrested and did not observe any officer
provide him with a business card (Board Review 07).
Lt. Hirsch stated that [887(2)(b)] was not summonsed or arrested and that he did not interact with him during the incident and did not recall any other officer doing so. Lt. Hirsch did not provide [887(2)(b)] with a business card and was not aware of any other officer doing so. Lt. Hirsch did not provide him with a business card because they had just arrested [887(2)(b)] who is a teenager, and who was injured and his concern was getting him checked by EMS [Given that Lt. Hirsch was the supervisor on scene, this allegation has been pled to him] (Board Review 09).
PO Trimarchi stated that if the individual was not provided with a business card, it was an oversigh due to the distractions of struggling with an armed suspect, gaining control of the scene, and collecting evidence [Given that PO Trimarchi frisked [587(2)(5)]] this allegation has also been pled to him] (Board Review 10).
Det. Melore and Det. Smith did not recall whether §87(2)(b) was provided with a business card (Board Review 11, 12).
BWC footage from Det. Smith shows, beginning at 00:30 seconds, visible on the media player at the bottom of the screen, \$87(2)(b) is handcuffed and \$87(2)(b) can be seen standing nearby. The officers stay at the location with \$87(2)(b) and \$87(2)(c) for three minutes and fifteen

seconds until §87(2)(b) is transported to the stationhouse. During this time, no officer provides Shanar with a business card (**Board Review 05**).

NYPD Patrol Guide, Procedure 203-09 states officers are required to offer a business card at the conclusion of the following law enforcement activities, except in cases when a summons is issued or an arrest is made, as follows: noncustodial questioning of individuals suspected of criminal activity; a stop where an officer has individualized, reasonable suspicion that the person stopped has committed, is committing, or is about to commit a crime and where a reasonable person would not feel free to end the encounter; frisk; and/or a search of persons or property, including vehicles (Board Review 17).

§ 87(2)(g)	

Civilian and Officer CCRB Histories

- This is the first complaint to which \$87(2)(b) has been a party (**Board Review 20**).
- PO Trimarchi has been a member of service for six years and this is the first CCRB complaint to which he has been a subject.
- Lt. Hirsch has been a member of service for 14 years and has been a subject in 15 additional CCRB complaints and 47 additional allegations, 4 of which were substantiated:
 - Case #201016064 involved substantiated allegations of a stop and a frisk against Lt. Hirsch. The Board recommended instructions and the NYPD imposed instructions.
 - Case #201306080 involved substantiated allegations of an entry of a premises and offensive language against Lt. Hirsch. For the entry of the premises, the Board recommended charges and the NYPD imposed a forfeiture of 5 vacation days. For the offensive language, the Board recommended charges and the NYPD did not impose a penalty.
- Det. Melore has been a member of service for 8 years and has been a subject in 7 additional CCRB complaints and 13 additional allegations, 2 of which were substantiated:
 - O Case #201607556 involved substantiated allegations of a stop and a refusal to provide name and shield number. For the stop allegation, the Board recommended Command Discipline B and the NYPD imposed Command Discipline A. For the refusal to provide name and shield number, the Board recommended Command Discipline B and the NYPD imposed Command Discipline A. §87(2)(9)

Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- As of March 23, 2021, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards this to complaint (**Board Review 19**).

\boldsymbol{c}	to the Office of Court Action New York City (Boa	dministration (OCA), \$87(2)(6) ard Review 18).	has no history of
Squad No.:	08		
Investigator:	Trevor Hackett Signature	Inv. Trevor Hackett Print Title & Name	
Squad Leader:	Ethan De Angelo Signature	IM Ethan De Angelo Print Title & Name	11/29/2021 Date